

Michael Cassel
Planning Secretary
The Department of Planning and Environment
Locked Bag 5022
Parramatta NSW 2150

Attention Rob Sherry

12 July 2022

Dear Mr Cassel

Redevelopment of Hastings Secondary College Port Macquarie Campus Upgrade (SSD 11920082): Submission of Independent Audit Report and response in accordance with Condition C37 and C38

I refer to the redevelopment of Hastings Secondary College SSD 11920082 approved on 1 December 2021.

In accordance, with condition C37 and C38 of the Development Consent, the following document has been submitted to the Planning Secretary for information:

- Hastings Secondary College Redevelopment_IA1_Rev1_FINAL, Steve Fermio, 8th June 2022, V1

As per the requirements of condition C37(a) the Department must be issued with a response from the proponent to the Independent Audit Report, therefore the following attachments are provided for your information:

- Attachment A - Response to Independent Audit non-compliances
- Attachment B - Response to Independent Audit observations
- Attachment C – Evidence of Noise Monitoring
- Attachment D – Waste Report (16 Owen St)
- Attachment E – Waste Report (Burrawan St)

In accordance with condition C37(c) the Independent Audit Report and response will be made publicly available within 60 days of the date of this submission.

Yours sincerely



Kenny Nguyen
Assistant Project Director
Schools Infrastructure NSW

Attachment A – Response to Independent Audit non-compliances

Condition ID	Compliance Requirement	Audit finding	Audit Recommendation	Proponent's Proposed Action/Action Taken/Response	Evidence	Due Date/Status
A25	The Planning Secretary must be notified through the major projects portal immediately after the Applicant becomes aware of an incident. The notification must identify the development (including the development application number and the name of the development if it has one) and set out the location and nature of the incident.	No evidence provided to the Independent Environmental Auditor that the safety incident that occurred on 1 February 2022 was notified to DPE through the Major Project portal.	Notify incident via Major Project portal.	The incident was reported to DPE 16 May 2022 including the contractor's supporting documentation. Any future incidents will be reported immediately after the Applicant becomes aware in accordance with condition A25.	The incident was reported by SINSW on the Major Project portal 16/05/22.	Closed
A27	The Planning Secretary must be notified through the Major Projects portal within seven days after the Applicant becomes aware of any non-compliance. The Certifier must also notify the Planning Secretary through the Major Projects portal within seven days after they identify any non-compliance.	Non reporting to DPE of non-compliance related to A25 (Item 1, safety incident on 1 February 2022) also constitutes a non-compliance.	Notify incident via Major Project portal.	The Planning Secretary was notified of the non-reporting of the incident on the 16 May 2022. Any future non-compliances will be notified in writing to the Planning Secretary through the Major Projects portal within seven days after the Applicant becomes aware of any non-compliance.	The non-reporting was reported by SINSW on the Major Project portal 16/05/22.	Closed
A27	The Planning Secretary must be notified through the Major Projects portal within seven days after the Applicant becomes aware of any non-compliance. The Certifier must also notify the Planning Secretary through the Major Projects portal within seven days after they identify any non-compliance.	Failure to submit the non-compliances identified within the final Environmental Audit Report within 7 days of the final report being issued.	Notify non-compliance via Major Project portal.	Immediately issue the non-compliance notification (this letter) to DPE.	N/A	Closed
B14	Prior to the commencement of construction, the Applicant must submit a Construction Environmental Management Plan (CEMP) to the Certifier and provide a copy to the Planning Secretary for information.	The CEMP was issued to the Certifier on the 17 May 2022 which was after construction commenced.	Provide CEMP to Certifier immediately.	The CEMP was issued to the Certifier 17 May 2022 after becoming aware of the non-compliance. Notwithstanding the non-compliance, the Crown Certifier issued the Crown Certificate #1 for Early Works to commence on the 21 January 2021.	Email confirmation from the contractor that the CEMP had been issued to the Certifier.	Closed

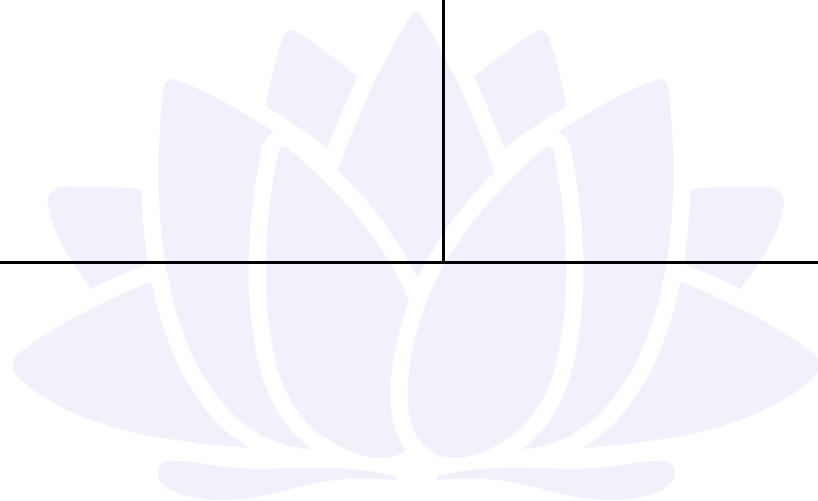
Condition ID	Compliance Requirement	Audit finding	Audit Recommendation	Proponent's Proposed Action/Action Taken/Response	Evidence	Due Date/Status
B19	A Driver Code of Conduct must be prepared and communicated by the Applicant to heavy vehicle drivers.	No evidence provided to the Independent Environmental Site Auditor of Driver Code being included in Site Inductions or issued / communicated to sub-contractors when they are awarded a contract.	Issue the Code to relevant subcontractors immediately.	The Driver Code of Conduct has been issued to subcontractors on the 17 May 2022 and is now also included in the site induction.	Written confirmation from the contractor the relevant subcontractors had been issued the Driver Code.	Closed
C1	A site notice(s) must be prominently displayed at the boundaries of the site during construction for the purpose of informing the public of project details and must satisfy the following requirements: (a) the approved hours of work, the name of the builder, Certifier, structural engineer, site/ project manager, the responsible managing company (if any), its address and 24-hour contact phone number for any inquiries, including construction/ noise complaints, must be displayed on the site notice(s).	On day of site inspection by the Independent Site Auditor, the Site Notice did not have name of Certifier or structural engineer listed.	Amend site notice immediately.	The site notice was amended 13 May 2022.	Written confirmation from the contractor that the site notice was amended.	Closed
CEMP Section 2.1 Environmental Awareness	All employees of the contractor (FKG) and all employees of all subcontractors should receive an induction into the project in accordance with the Site Induction procedure including completing the Site Induction Record Form (Lucidity online document). The induction shall include the requirements for the conduct of activities which have the potential for significant environmental impact.	The independent site auditor identified that the site induction does not include specific significant environmental activities relevant to this site or Aboriginal and historic heritage requirements.	Amend the pre-start sign in document to include heritage finds.	The prestart sign-in document was amended on the 13 May 2022 to include heritage finds protocols.	Written confirmation from the contractor the prestart sign-in document was amended on the 13 May 2022 to include heritage finds protocols.	Closed
CEMP Section 3.5.2 Mitigation Strategies (Heritage)	All workers (including contractors) should be made aware that it is illegal to harm an Aboriginal object or historic relics, and if a potential Aboriginal object or historic relic is encountered during activities, then all work at the site will cease and the Office of Environment and Heritage will be contacted to advise on the appropriate course of action to allow the Registered Aboriginal Parties to record and collect the identified item(s).	Site induction does not contain sufficient information regarding potential for encountering Aboriginal or historic heritage and what to do if that occurs.	Amend the pre-start sign in document to include heritage finds.	The prestart sign-in document was amended on the 13 May 2022 to include heritage finds protocols.	Written confirmation from the contractor the prestart sign-in document was amended on the 13 May 2022 to include heritage finds protocols.	Closed

Attachment B – Response to Independent Audit observations

Condition ID	Compliance Requirement	Audit Observation/Opportunity for Improvement	Proponent's Proposed or Completed Action or reason for not implementing measures/changes	Evidence	Due Date/Status
A24	The Applicant must ensure that all of its employees, contractors (and their sub-contractors) are made aware of, and are instructed to comply with, the conditions of this consent relevant to activities they carry out in respect of the development.	Site induction content needs to include additional environmental content particularly with regard to site specific significant environmental issues, hours of work, potential for encountering Aboriginal and non aboriginal heritage, etc.	Amend Site Induction to include additional environmental content	Amend Site Induction to include additional environmental content	Closed
C13	The development must be constructed to achieve the construction noise management levels detailed in the Interim Construction Noise Guideline (DECC, 2009). All feasible and reasonable noise mitigation measures must be implemented and any activities that could exceed the construction noise management levels must be identified and managed in accordance with the management and mitigation measures identified in the approved Construction Noise and Vibration Management Plan.	Suggest NMLs and Highly Noise Affected Level (75dBA) be included in noise monitoring register to assist identify when levels exceeded and any actions taken to address exceedances in the comments column and details of construction work being carried out at the time of monitoring.	Add NMLs to tracking spreadsheet.	Refer to Attachment C, Noise Monitoring	Open



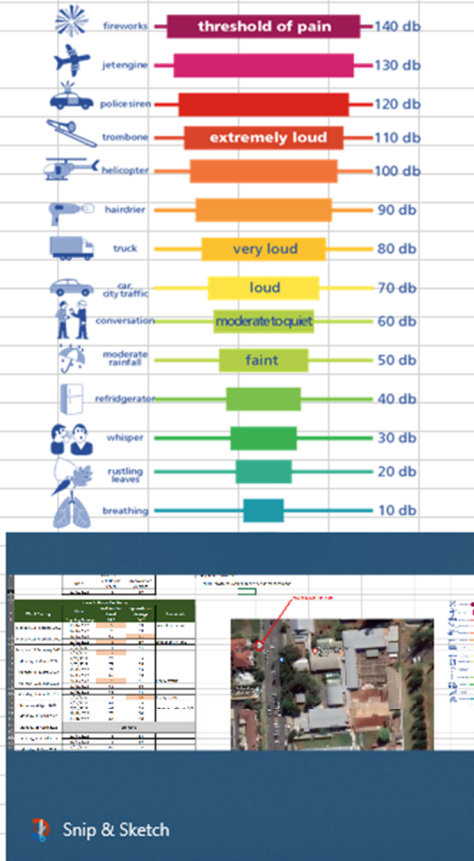
Condition ID	Compliance Requirement	Audit Observation/Opportunity for Improvement	Proponent's Proposed or Completed Action or reason for not implementing measures/changes	Evidence	Due Date/Status
C19	For the duration of the construction works: all trees on the site that are not approved for removal must be suitably protected during construction as per the recommendations of the Arboricultural Impact Assessment Report prepared for Hastings Secondary College Port Macquarie Campus dated 16 April 2021 and if access to the area within any protective barrier is required during the works, it must be carried out under the supervision of a qualified arborist.	Materials stacked within TPZ areas on day of inspection need to be removed and all TPZs kept free of stored materials etc. for remainder of construction period	Stacked materials within TPZ removed on day of site inspection	Compliance confirmed by the Independent Auditor on page 17 of the report.	Closed
C31	The Applicant must record the quantities of each waste type generated during construction and the proposed reuse, recycling and disposal locations for the duration of construction	Ensure waste contractor provides waste classification and tracking information they are contracted to provide and that this is provided for waste services already provided and on a regular basis in the future.	FKG to request waste report from waste removal company & have it stored locally on the server.	Waste reports were provided by FKG, stored on the server and sighted by the Project Manager. Refer to Attachment D & E – Waste Report.	Open



Attachment C – Evidence of Noise Monitoring

	A	B	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y
1		BASELINE				Today Date	9/07/2022																	
2		Date	Peak Decibel Level	Approximate Average		NOTE: anything 75dB or above needs management																		
3		10/02/2022	76	59																				
4																								
5	Stage 2 - Noise Monitoring																							
6	Week Starting	Date	Peak Decibel Level	Approximate Average	Comments																			
7		Ongoing Average	70.0	54.2																				
8	Monday, 14 February 2022	15/02/2022	77	59	school entry time																			
9		17/02/2022	72	59																				
10	Monday, 21 February 2022	21/02/2022	69	61																				
11		23/02/2022	78	59	school entry time																			
12	Monday, 28 February 2022	1/03/2022	71	48																				
13		3/03/2022	75	58																				
14	Monday, 7 March 2022	8/03/2022	70	49																				
15		9/03/2022	72	56																				
16	Monday, 14 March 2022	15/03/2022	72	53																				
17		17/03/2022	65	50																				
18	Monday, 21 March 2022	21/05/2022	77	51	heavy traffic																			
19		23/05/2022	66	50																				
20	Monday, 28 March 2022	29/05/2022	66	48																				
21		1/05/2022	74	60	heavy traffic																			
22	Monday, 4 April 2022	4/04/2022	68	49																				
23		7/04/2022	64	55	Generator started 5/4																			
24	Monday, 11 April 2022	12/04/2022	70	54																				
25		13/04/2022	69	58																				
26	Monday, 18 April 2022	on leave																						
27																								
28	Monday, 25 April 2022	27/04/2022	73	54																				
29		29/04/2022	71	56																				
30	Monday, 2 May 2022	3/05/2022	66	54																				
31		5/05/2022	69	55																				
32	Monday, 9 May 2022	10/05/2022	70	55																				
33		12/05/2022	68	48	Wet - no works																			

Results taken from here



Attachment D – Waste Report (16 Owen St)





Project Resource Recovery Report

Client:

FKG Group

Site Supervisor :

Luke

Site Address:

16 Owen Street, Port Macquarie
NSW 2444

ABB Yard Manager:

Zo Denham

Waste Program Commencement:

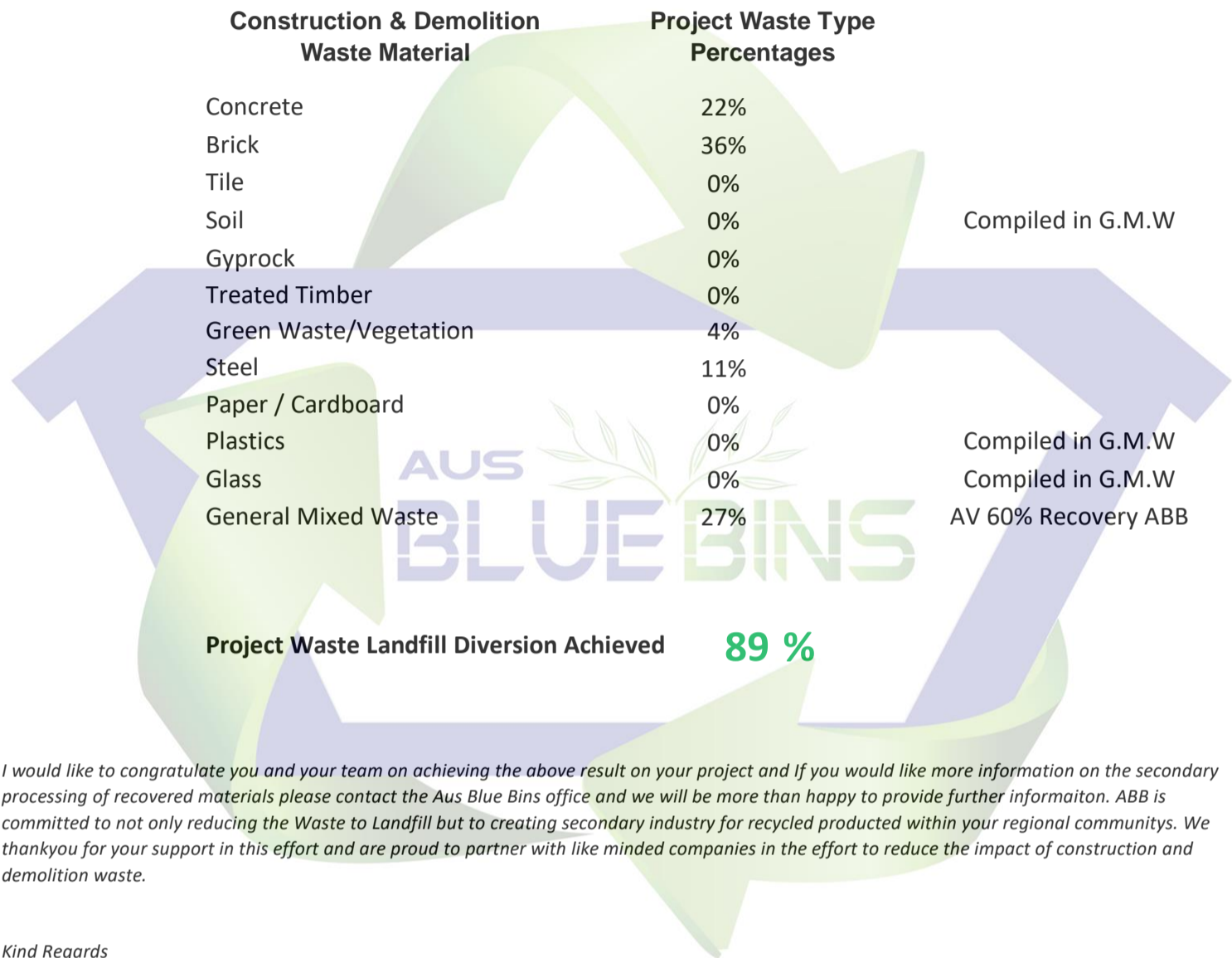
5/10/2021

Cubic Meters of Waste Received:

64

Waste Program Completion:

11/05/2022



All Waste Received is managed in alignment with EPA Standards for Managing Construction Waste In NSW, Aus Blue Bins Assesses all Waste Received in accordance with the EPA Standard, Guidelines and Waste Regulations. Aus Blue Bins wishes to advise that this information is based on a percentage assessment of the material received, which Aus Blue Bins has deemed recyclable. Recycled Products are placed back into the Circular economy for Reuse, Repurpose or Reprocessing into new products for various industries. All non-recoverable waste products are correctly disposed of at Cairns Cross Waste Management Facility in accordance with EPA and PMHC standards and policies.

Attachment E – Waste Report (Burrawan St)





Project Resource Recovery Report

Client:

FKG Group

Site Supervisor :

Luke

Site Address:

Burrawan Street, Port Macquarie
NSW 2444

ABB Yard Manager:

Zo Denham

Waste Program Commencement:

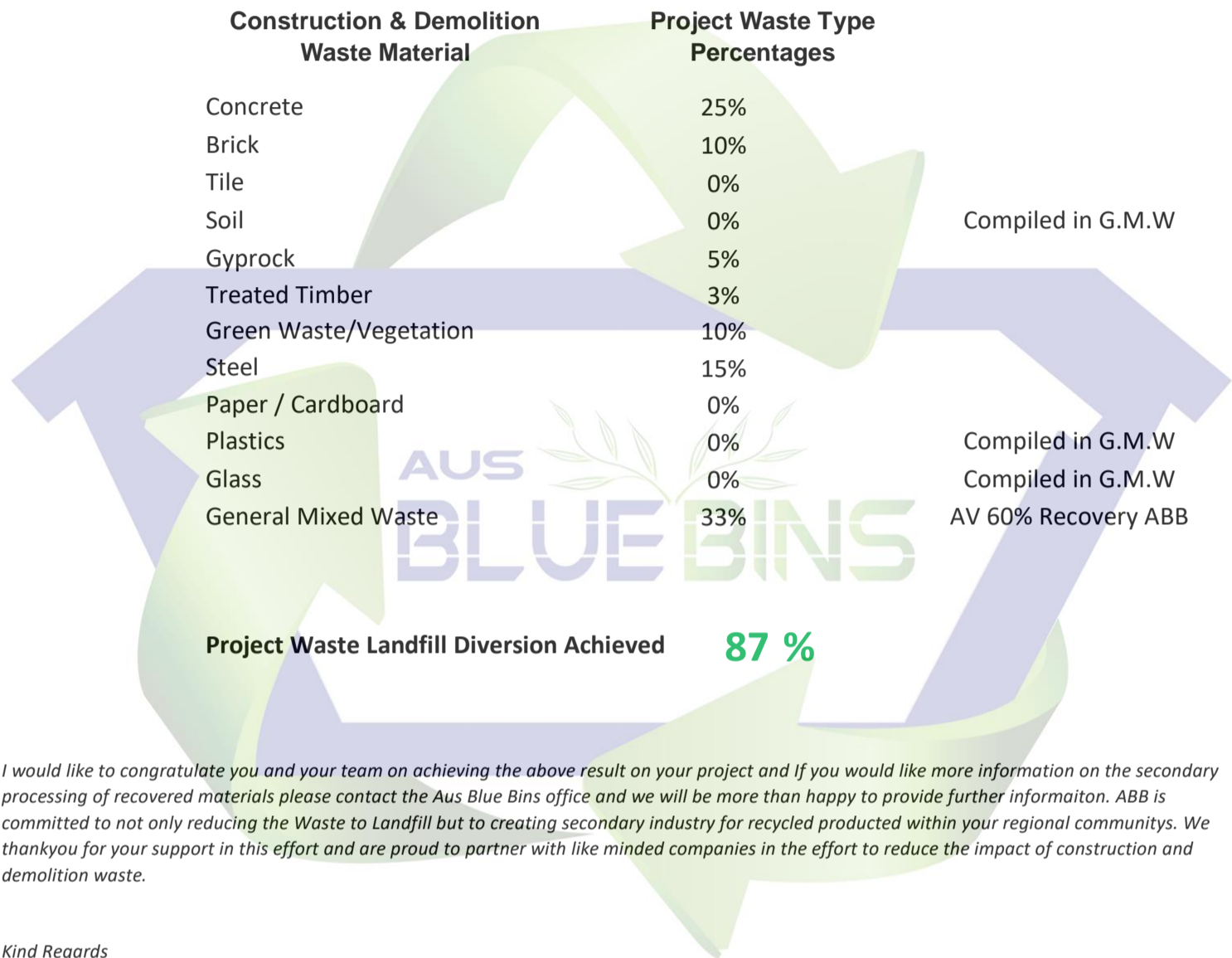
16/02/2022

Cubic Meters of Waste Received:

28

Waste Program Completion:

5/05/2022



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